

1507 - 21st Street, Suite 330
Sacramento, California 95814
Telephone: (916) 445-2080
Contact Person: Kathy Tomono
www.nmvb.ca.gov

STATE OF CALIFORNIA
NEW MOTOR VEHICLE BOARD

A G E N D A

GENERAL MEETING

Sheraton Gateway Hotel
Los Angeles Airport
Grand Ballroom B
6101 West Century Boulevard
Los Angeles, California 90045
(310) 642-1111

September 18, 2003

Please note that Board action may be taken regarding any of the issues listed below. As such, if any person has an interest in any of these issues, you may want to attend.

1. **10:30 a.m. -- Meeting called to order.**
2. **Roll Call.**
3. **Approval of the Minutes from the June 17, 2003, General meeting, and July 21, 2003, and August 27, 2003, Special meetings.**
4. **Presentation of Resolution to Solon Soteras, former Public member.**
5. **Presentation of Resolution to Wendy Brogin, former Public member.**
6. **Discussion with Ed Cox, President, Sunset Bus, concerning the shuttle bus industry as it relates to dealer territories, unlicensed dealers, DMV licensing, commercial drivers licenses, dealer preparation and pre-delivery payments, and reimbursement for warranty claims – Board Development Committee.**

7. Closed Executive Session.

Pursuant to Government Code section 11126(c)(3), Vehicle Code section 3008(a), and Title 13, California Code of Regulations, sections 581 and 588, the Board shall convene in a closed Executive Session to deliberate on the decisions to be reached upon the evidence introduced in proceedings that were conducted in accordance with Chapter 5 (commencing with section 11500) of Part 1 of Division 3 of Title 2 of the Government Code.

Consideration of Proposed Decision.

Long Beach Honda v. American Honda Motor Company, Inc.
Protest No. PR-1835-02

Consideration of the Administrative Law Judge's Proposed Decision, by the Public members of the Board.

8. Open Session.

9. **Discussion concerning the effect of the decision in *Mazda Motor of America, Inc. v. California New Motor Vehicle Board; Phillips Mazda, Real Party in Interest* (2003 DJDAR 8591) on the Board's operations - Executive Committee.**
10. **Report on nonsubstantive changes to text of sections 551.10 (motions and costs for changes in venue) and 553 (Board annual fee) of Title 13 of the California Code of Regulations that take effect on September 20, 2003 - Executive Committee.**
11. **Status report concerning the Board's revised Document Request Policy, which waives fees under \$6.00 - Administration Committee.**
12. **Annual update concerning the Board's permanent electronic-mailing list - Administration Committee.**
13. **Semi-annual update concerning the number of monthly hits to the Board's web site and where information is being sought - Administration Committee.**
14. **Consideration of reclassification of New Motor Vehicle Board Hearing Officer I and Hearing Officer II positions to Administrative Law Judge - Administration Committee.**
15. **Consideration of Employee Recognition Award recipient as recommended by the Board Development Committee.**

16. **Board financial condition report for fiscal year 2002-2003 - Fiscal Committee.**
17. **Report on the Department of Motor Vehicles assistance in streamlining the Board's cash deposits process - Fiscal Committee.**
18. **Status report on participant and audience responses to the questionnaire concerning the Board's 2nd Annual Industry Roundtable - Government and Industry Affairs Committee.**
19. **Discussion concerning the Board's practices with regards to issuing protective orders and sealing records in hearings - Policy and Procedure Committee.**
20. **Status on the implementation of the revisions to the assignment of cases to Board Administrative Law Judges - Policy and Procedure Committee.**
21. **Discussion concerning Legislation - Policy and Procedure Committee.**
 - a. Pending Legislation that impacts the Board.
 - (1) Senate Bill 248 (Senator Murray)
 - (2) Senate Bill 298 (Senator Dunn)
 - (3) Assembly Bill 1718 (Committee on Transportation)
 - b. Pending Legislation of general interest.
 - (1) Senate Bill 114 (Senator Torlakson)
 - (2) Senate Bill 146 (Senator Escutia)
 - (3) Senate Bill 584 (Senator Alarcon)
 - (4) Assembly Bill 309 (Assembly Member Chu)
 - c. Legislation of general interest.
 - (1) Senate Bill 237 (Senator Florez) [Chaptered August 1, 2003]
 - (2) Senate Bill 508 (Senator Escutia) [Chaptered July 14, 2003]
 - (3) Assembly Bill 964 (Assembly Member Frommer) [Chaptered July 7, 2003]
22. **Executive Director's Report.**
 - a. Administrative Matters.
 - b. Status of Protests.
 - c. Status of Petitions.
 - d. Status of Appeals.
 - e. Judicial Review.
 - f. Notices Filed Pursuant to Vehicle Code sections 3060 and 3062.
 - g. Other.

23. **Adjournment.**

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To request special accommodations for persons with disabilities at this or any future Board meeting or to request any accommodation for persons with disabilities necessary to receive agendas or materials prepared for Board meetings, please contact Kathy Tomono at (916) 445-2080 or k_tomono@pacbell.net.

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